



Attorney's Docket No. 5175-135

PATENT

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12-27-04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Conkle et al.
Serial No.: 09/701,760
Filed: April 19, 2001
For: *Method for Purification,
Recovery, and Sporulation
of Cysts and Oocysts*

Art Unit 1645
Examiner: Rodney P. Swartz, Ph.D.
Confirmation No. 8928

Date: December 22, 2004

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Sir:

Attached is a list of documents on Form PTO-1449, together with a copy of any listed foreign patent document and/or non-patent literature. A copy of any listed U.S. patent and/or U.S. patent application publication is not provided herewith in accordance with the amendment by the U.S. Patent and Trademark Office to 37 C.F.R. § 1.98(a)(2)(ii) effective October 21, 2004.

Applicants state that each document listed on the accompanying PTO-1449 form was cited in a communication from a foreign patent office in a counterpart application and, further, this communication was not received by any individual designated in 37 C.F.R. §1.56 (c) more than thirty days prior to the filing of this Information Disclosure Statement in accordance with the provisions of 37 C.F.R. §1.704 (d). Accordingly, this submission is not to be considered a failure to engage in reasonable efforts to conclude prosecution of the above-referenced application under 37 C.F.R. §1.704.

More specifically, the document cited by the foreign patent office (JP 2-35085) is not in the English language. Accordingly, Applicants are also submitting an English-language application (EP 0 337 589 A2) that corresponds to the cited Japanese patent application.

It is requested that these documents be considered by the Examiner and officially made of record in accordance with the provisions of 37 C.F.R. § 1.56 and Section 609 of the MPEP. No fee is believed due. However, the Commissioner is

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hereby authorized to charge any deficiency or credit any overpayment to Deposit
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Respectfully submitted,

Karen A. Magri
Registration No. 41,965

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FORM PTO-1449 U.S. Department of Commerce
Patent and Trademark Office

Attorney Docket Number
5175-135

Serial No.
09/701,760

LIST OF DOCUMENTS CITED BY APPLICANT

(Use several sheets if necessary)

E1 of E1

Applicants:
Conkle et al.

Filing Date:
April 19, 2004

Group:
1645

U. S. PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date if Appro- priate

FOREIGN PATENT DOCUMENTS

	Document Number	Date	Country	Class	Subclass	Translation Yes No
1.	EP 0 337 589	13 Jan. 1989	EPO			Corresponds to JP 2-35085
2.	JP 2-35085		Japan			No

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER

DATE CONSIDERED

*EXAMINER Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.